BEFORE THE PUBLIC UTILITIES COMMISSION

RECEIVED

OF THE STATE OF HAWAII

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In the Matter of the Application of) PONO TRANSPORT, INC. For a Motor Carrier Certificate or)

Permit.

DIV. OF CONSUMER ADVOCACY DEPT. OF COMMERCE ARE CONSUMER AFFAIRS STATE OF LAWAII

DOCKET NO. 03-0143

DECISION AND ORDER NO. 20360

At _8:00 o'clock

Chief Clerk of the

ATTEST: A True Copy KAREN HIGASHI

Chief Clerk, Public Utilities Commission State of Hawaii.

DEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Permit.

Docket No. 03-0143

Decision and Order No. 20360

DECISION AND ORDER

I.

By an application filed on May 16, 2003, PONO TRANSPORT, INC. ("Applicant") requests a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification. The application is made pursuant to Hawaii Revised Statutes ("HRS") § 271-12.

Applicant served copies of the application on the Hawaii Transportation Association and the Hawaii State Certified Common Carriers Association, Inc., which consist of carriers that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the

proposed service, and to conform to HRS chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for operating authority, as set forth in the application, should be granted.

III.

THE COMMISSION ORDERS:

- 1. Applicant is granted a certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification.
- 2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, paying a fee of \$20 for motor carrier gross revenues and filing the appropriate insurance documents.
- 3. Applicant shall comply with the foregoing requirements within 120 days after service of this decision and order. Failure to comply within the time specified constitutes cause for this commission to void this decision and order.
- 4. Applicant shall not commence operations under this decision and order until it has received written confirmation from the commission that all requirements have been met.

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DONE at Honolulu, Hawaii this 6th day of August, 2003.

> PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By (EXCUSED)
Carlito P. Caliboso, Chairman

APPROVED AS TO FORM:

Benedyne S. Stone Commission Counsel

03-0143.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing <u>Decision and Order No. 20360</u> upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

PONO TRANSPORT, INC. 611 Launa Aloha Place Kailua, HI 96734

Twen Highest.

Karen Higashi

DATED: August 6, 2003